

Honorable Barbara J. Rothstein

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
AT SEATTLE

TELEBUYER, LLC,

Plaintiff and  
Counterdefendant,

v.

AMAZON.COM, INC., *et al.*,

Defendants and  
Counterclaimants.

NO. 2:13-cv-01677-BJR

**TELEBUYER'S SUBMISSION OF  
TECHNICAL ADVISOR  
CANDIDATE PURSUANT TO  
COURT'S NOVEMBER 5, 2014  
ORDER (DKT. NO. 175)**

Pursuant to the Court's November 5, 2014, Order (Dkt. No. 175), Telebuyer submits the following additional candidate to serve as Technical Advisor to the Court:

Mr. Richard D. Egan  
Egan, Peterman & Enders LLP  
1101 S. Capital of Texas Highway, Building C, Suite 200  
Austin, Texas 78746  
Website: <http://oepelaw.com/richard-d-egan/>  
Email: [regan@oepelaw.com](mailto:regan@oepelaw.com)  
Telephone: (512) 347-1611 x 15

According to Mr. Egan's website, he has a degree in electrical engineering and has served as a Court-appointed technical advisor or special master in over 100 patent cases, for fifteen different United States District Judges in the Middle District of Florida, District of

1 Nevada, Western District of Pennsylvania, District of Puerto Rico, Eastern District of  
 2 Texas, and Northern District of Texas. Many of those cases involve technologies discussed  
 3 by the parties during the November 5, 2014 conference with the Court as relevant to this  
 4 case. *See, e.g., EON Corporation v. AT&T Mobility et al.*, 3:11-CV-01555 (D.P.R.)  
 5 (telecommunications technology); *800 Adept, Inc. v. AT&T Mobility, LLC, et al.*, 5:07-CV-  
 6 23 (E.D. Tex.) (telephone technology); *Soverain Software v. J.C. Penney Corp. et al.*, 6:09-  
 7 CV-274 (E.D. Tex.) (e-commerce and internet technology); *Gwin, Inc. v. Don Best Sports*  
 8 *et al.*, 2:06-CV-318 (E.D. Tex.) (e-commerce technology); *Web Telephony v. Bell Atlantic*  
 9 *Communications, Inc. et al.*, 2:07-CV-85 (E.D. Tex.) (telephone and Internet technologies).

10 Telebuyer is unaware of any conflicts that would disqualify Mr. Egan. Mr. Egan  
 11 has no prior relationship or connection with Telebuyer, and Telebuyer is not aware of any  
 12 prior relationship or connection with Amazon. Telebuyer further notes that last year  
 13 Amazon agreed to and jointly proposed Mr. Egan as a technical advisor in *PersonalWeb*  
 14 *Technologies, LLC et al. v. Amazon.com, Inc. et al.*, 6:11-cv-00658, Dkt. No. 121 (E.D.  
 15 Tex. May 8, 2013).

16 Telebuyer certifies that it has had no contact, either directly or indirectly, with Mr.  
 17 Egan. A copy of Mr. Egan's biographical information listed on his website is attached as  
 18 Exhibit A.

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26 ///

1 DATED: November 6, 2014.

2 By: /s/ Marc J. Pensabene

3 Mark A. Samuels (*pro hac vice*)  
4 Brian M. Berliner (*pro hac vice*)  
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20 Jonathan Crawford (*pro hac vice*)  
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/s/ Jeremy E. Roller

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*Attorneys for Plaintiff and  
Counterdefendant Telebuyer, LLC*

CERTIFICATE OF SERVICE

I hereby certify that on this date, I electronically filed the foregoing document with the Clerk of the Court using the CM/ECF system, which will send notification of such filing to the following:

Brian D. Buckley  
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I declare under penalty of perjury under the laws of the State of Washington that the foregoing is true and correct.

Dated: November 6, 2014 at Seattle, Washington.

s/Kelly M. Kennedy  
Kelly M. Kennedy, Legal Assistant

# **EXHIBIT A**



Egan, Peterman &amp; Enders, LLP

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Richard D. Egan

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## Area of Practice

Mr. Egan has worked extensively as both a neutral and non-neutral in patent litigation matters. He serves as a neutral court appointed technical advisor/special master for Federal Courts with regard to Markman Hearings and Summary Judgment motions. Mr. Egan's work as a neutral also includes court appointed mediator positions and arbitration judge positions in patent litigation matters. As a non-neutral, Mr. Egan serves as an expert witness with regard to patent matters and also provides patent litigation support/management assistance.

Mr. Egan's non-litigation work focuses on strategic patent counseling including patent portfolio evaluations, opinions of counsel, developing intellectual property strategies for emerging companies, and intellectual property licensing. A portion of Mr. Egan's work also relates to patent application drafting and prosecution.

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## Technical Advisor / Special Master Appointments

Mr. Egan has served as a court appointed Technical Advisor / Special Master to over fifteen different Federal Judges in the district courts for the Middle District of Florida, District of Nevada, Western District of Pennsylvania, District of Puerto Rico, Eastern District of Texas, and Northern District of Texas, including the following cases:

***Tantivy Communications v. Lucent Technologies***, 2:04-CV-79

Federal District Court for the Eastern District of Texas

Appointed 5/2005 – Judge Ward

***z4 Technologies v. Microsoft Corp. and Autodesk Inc.***, 2:04-CV-335

Federal District Court for the Eastern District of Texas

Appointed 6/2005 – Judge Davis/Magistrate Judge Guthrie

***Toshiba Corp. v. Hynix Semiconductor***, 3:04-CV-2392-B

Federal District Court for the Northern District of Texas

Appointed 8/2005 – Judge Boyle

***Epic Realm v. Speedera***, 2:05-CV-150

Federal District Court for the Eastern District of Texas

Appointed 9/2005 – Magistrate Judge Craven

**ConnecTel v. Cisco Systems**, 2:04-CV-396

Federal District Court for the Eastern District of Texas

Appointed 10/2005 – Judge Davis

**Epic Realm v. AutoFlex Leasing et al. /**

**Epic Realm v. Franklin Covey Co., et al.**, 2:05-CV-163 and 2:05-CV-356

Federal District Court for the Eastern District of Texas

Appointed 12/2005 – Magistrate Judge Craven

**Golden Bridge Technology v. Nokia and Lucent Technologies**, 2:05-CV-151

Federal District Court for the Eastern District of Texas

Appointed 1/23/06 – Magistrate Judge Love

**Fenner Investments, Ltd. v. Juniper Networks, Inc. et al.**, 2:05-CV-5

Federal District Court for the Eastern District of Texas

Appointed 1/23/06 – Magistrate Judge Love

**Advanced Neuromodulation Systems v. Advanced Bionics**, 4:04-CV-131

Federal District Court for the Eastern District of Texas

Appointed 6/20/06 – Judge Schell

**Mediatek, Inc. v. Sanyo**, 6:05-CV-323

Federal District Court for the Eastern District of Texas

Appointed 9/18/06 – Judge Davis

**Biax Corp. v. Intel Corp. and Analog Devices Inc.**, 2:05-CV-00184

Federal District Court for the Eastern District of Texas

Appointed 10/18/06 – Judge Ward

**Reid v. General Motors Corp.**, 2:05-CV-401, 2:07-CV-19

Federal District Court for the Eastern District

Appointed 4/2007 – Judge Folsom

**Pioneer Corp. v. Samsung SDI Co., Ltd.**, 06-CV-384

Federal District Court for the Eastern District of Texas

Appointed 8/2007 – Judge Folsom

**Garmin Ltd v. Tomtom, Inc.**, 2:06-CV-338

Federal District Court for the Eastern District of Texas

Appointed 8/2007 – Judge Davis

**Input/Output, Inc., et al., v. Sercel, Inc.**, 5:06-CV-00236

Federal District Court for the Eastern District of Texas

Appointed 9/2007 – Magistrate Judge Craven

**Gwin, Inc. v. Don Best Sports et al.**, 2:06-CV-318

Federal District Court for the Eastern District of Texas

Appointed 10/2007 – Judge Davis

**Web Telephony v. Bell Atlantic Communications, Inc. et al.**, 2:07-CV-85

Federal District Court for the Eastern District of Texas

Appointed 11/2007 – Judge Folsom

**RFID World Ltd. v. Wal-Mart Stores, Inc. et al.**, 2:07-CV-85

Federal District Court for the Eastern District of Texas

Appointed 11/2007 – Judge Davis

**Bear Creek Technologies, Inc. v. J2 Global Communications, Inc.**, 5:07-CV-00071

Federal District Court for the Eastern District of Texas

Appointed 1/2008 – Magistrate Judge Craven

**Z4 Technologies, Inc. v. Microsoft Corporation**, 6:07-CV-00540

Federal District Court for the Eastern District of Texas

Appointed 3/2008 – Judge Davis

Appointed 3/2008 – Judge Davis

***Colorquick, LLC. v. Eastman Kodak Company***, 6:07-CV-390

Federal District Court for the Eastern District of Texas

Appointed 3/2008 – Judge Davis

***Morris Reese v. AT&T et al.***, 2:07-CV-219

Federal District Court for the Eastern District of Texas

Appointed 3/2008 – Judge Folsom

***Advanced Technology Incubator v. Sharp Corporation et al.***, 2:07-CV-468

Federal District Court for the Eastern District of Texas

Appointed 4/2008 – Magistrate Judge Bryant

***800 Adept, Inc. v. AT&T Mobility, LLC, et al.***, 5:07-CV-23

***800 Adept, Inc. v. Enterprise Rent-A-Car, Company, et al.***, 5:07-CV-57

Federal District Court for the Eastern District of Texas

Appointed 5/2008 – Magistrate Judge Craven

***Parallel Networks, LLC. v. Netflix, Inc. et al.***, 2:07-CV-562

***Parallel Networks, LLC. v. Priceline.com, Inc. et al.***, 2:08-CV-45

Federal District Court for the Eastern District of Texas

Appointed 5/2008 – Judge Folsom

***Verizon Services Corporation, et al. v. Charter Fiberlink et al.***, 5:08-CV-25

Federal District Court for the Eastern District of Texas

Appointed 6/2008 – Judge Folsom

***Lonestar Inventions v. Nintendo of America***, 6:07-CV-261

***Lonestar Inventions v. Sandisk Corp.***, 6:07-CV-374

***Lonestar Inventions v. Xilinx***, 6:07-CV-393

***Lonestar Inventions v. Matsushita Electric***, 6:08-CV-43

Federal District Court for the Eastern District of Texas

Appointed 8/2008 – Judge Davis

***Motorola, Inc. v. Vtech Communications, Inc. et al.***, 5:07-CV-171

Federal District Court for the Eastern District of Texas

Appointed 9/2008 – Magistrate Judge Craven

***Linex Technologies, Inc. v. Belkin International et al.***, 2:07-CV-222

Federal District Court for the Eastern District of Texas

Appointed 11/2008 – Judge Davis

***Aloft Media, LLC. v. Microsoft Corp., et al.***, 6:08-CV-50

Federal District Court for the Eastern District of Texas

Appointed 12/2008 – Magistrate Judge Love

***Fenner Investment v. 3COM Corporation et al.***, 6:08-CV-061

Federal District Court for the Eastern District of Texas

Appointed 12/2008 – Magistrate Judge Love

***MacLean-Fogg Company v. Eaton Corporation***, 2:07-CV-472

Federal District Court for the Eastern District of Texas

Appointed 3/2009 – Judge Davis

***Voxpath Networks v. Verizon Business Networks et al.***, 4:08-CV-127

Federal District Court for the Eastern District of Texas

Appointed 5/2009 – Judge Schell

***Cheetah Omni v. Samsung Electronics et al.***, 6:08-CV-279

Federal District Court for the Eastern District of Texas

Appointed 7/2009 – Judge Davis

***Texas Advanced Optoelectronic Solutions v. Intersil Corporation***, 4:08-CV-451

Federal District Court for the Eastern District of Texas

Appointed 7/2009 – Judge Schell

***Nidec v. LG Innotek***, 6:07-CV-108



Federal District Court for the Eastern District of Texas  
Appointed 9/2009 – Magistrate Judge Love

**Konami Digital v. Harmonix**, 6:08-CV-286

Federal District Court for the Eastern District of Texas  
Appointed 9/2009 – Magistrate Judge Love

**Aloft Media v. Microsoft Corporation**, 6:08-CV-51

Federal District Court for the Eastern District of Texas  
Appointed 9/2009 – Magistrate Judge Love

**Marshall Patent Holdings v. Incomm Holdings, Inc. et al.**, 6:08-CV-222

**Marshall Patent Holdings v. Ipsmarx Technology et al.**, 6:08-CV-75

Federal District Court for the Eastern District of Texas  
Appointed 10/2009 – Judge Davis

**Variant, Inc. v. Flexsol Packaging Corp., et al.**, 6:08-CV-478

Federal District Court for the Eastern District of Texas  
Appointed 1/2010 – Judge Davis

**Aldav, LLC et al., v. Clear Channel Communications**, 6:09-CV-170

Federal District Court for the Eastern District of Texas  
Appointed 2/2010 – Magistrate Judge Love

**Dr. Raul Chirife v. St. Jude Medical, Inc., Pacesetter, Inc.,  
agent of St. Jude Medical Cardiac Rhythm Management Division,  
St. Jude Medical S.C., Inc.**, 6:08-CV-480

Federal District Court for the Eastern District of Texas  
Appointed 3/2010 – Judge Davis

**Fractus, S.A. v. Samsung Electronics Co., Ltd. et al.**, 6:09-CV-203

Federal District Court for the Eastern District of Texas  
Appointed 6/2010 – Magistrate Judge Love

**Cheetah Omni LLC v. Verizon Communications et al.**, 6:09-CV-260

Federal District Court for the Eastern District of Texas  
Appointed 7/2010 – Judge Davis

**Colorquick v. Vistaprint et al.**, 6:09-CV-323

Federal District Court for the Eastern District of Texas  
Appointed 7/2010 – Magistrate Judge Love

**Bedrock Computer Technologies v. Softlayer Technologies et al.**, 6:09-CV-269

Federal District Court for the Eastern District of Texas  
Appointed 8/2010 – Judge Davis

**Southwire Co. v. Encore Wire Corp. et al.**, 6:09-CV-289

Federal District Court for the Eastern District of Texas  
Appointed 8/2010 – Judge Davis

**Soverain Software v. J.C. Penney Corp. et al.**, 6:09-CV-274

Federal District Court for the Eastern District of Texas  
Appointed 8/2010 – Judge

**Aloft Media, LLC v. Oracle Corporation et al.**, 6:09-CV-304

Federal District Court for the Eastern District of Texas  
Appointed 10/2010 – Magistrate Judge Love

**Southwire Company v. Encore Wire Corporation**, 6:09-CV-382

Federal District Court for the Eastern District of Texas  
Appointed 11/2010 – Judge Davis

**Raylon, LLC v. Complis Data Innovations et al.**,

**Raylon, LLC v. EZ Tag Corporation et al.**, 6:09-CV-355 and 6:09-CV-357

Federal District Court for the Eastern District of Texas  
Appointed 11/2010 – Judge Davis

**Red Hat, Inc. v. Bedrock Computer Technologies, LLC**, 6:09-CV-549

Federal District Court for the Eastern District of Texas

Appointed 12/2010 – Magistrate Judge Love

**Sipco, LLC v. Datamatic, Ltd. et al.**, 6:09-CV-532

Federal District Court for the Eastern District of Texas

Appointed 3/2011 – Magistrate Judge Love

**Marshall Packaging Co. v. Pepsico, Inc. et al.**, 6:10-CV-12

Federal District Court for the Eastern District of Texas

Appointed 3/2011 – Judge Davis

**Whetstone Electronics, LLC v. Xerox Corporation et al.**, 6:10-CV-278

Federal District Court for the Eastern District of Texas

Appointed 5/2011 – Magistrate Judge Love

**Ceats, Inc. v. Continental Airlines et al.**, 6:10-CV-120

Federal District Court for the Eastern District of Texas

Appointed 5/2011 – Judge Davis

**Patent Harbor v. LG Electronics**, 6:10-CV-436

**Patent Harbor v. Audiovox Corporation**, 6:10-CV-361

**Patent Harbor v. Twentieth Century Fox Home Entertainment**,

6:10-CV-607 Federal District Court for the Eastern District

of Texas – Appointed 7/2011 – Magistrate Judge Love

**Oasis Research, LLC v. Adrive LLC, et al.**, 4:10-CV-435

Federal District Court for the Eastern District of Texas

Appointed 11/2011 – Magistrate Judge Mazzant

**Red River Fiber Optic Corp. v. Verizon Services Corp. et al.**,

3:11-CV-1010 Federal District Court for the Northern

District of Texas – Appointed 12/2011 – Judge Kaplan

**Sipco, LLC v. Abb Inc. et al.**, 6:11-CV-48

**Sipco, LLC v. Energate, Inc. et al.**, 6:10-CV-533

Federal District Court for the Eastern District of Texas

Appointed 1/2012 – Magistrate Judge Love

**Franklin Inventions, LLC v. Election Systems & Software et al.**, 2:09-CV-377

Federal District Court for the Eastern District

of Texas – Appointed 1/2012 – Magistrate Judge Payne

**EMG Technology v. Dr. Pepper Snapple et al.**, 6:10-CV-536

**EMG Technology v. Radio Shack et al.**, 6:11-CV-488

Federal District Court for the Eastern District of Texas

Appointed 1/2012 – Judge Davis

**Secure Axxess, LLC v. Bank of America Corp., et al.**, 6:10-CV-670

Federal District Court for the Eastern District of

Texas – Appointed 2/2012 – Judge Davis

**Wi-Lan, Inc. v. Alcatel-Lucent et al.**, 6:10-CV-521

Federal District Court for the Eastern District of Texas

Appointed 2/2012 – Judge Davis

**Lonestar Inventions, L.P. v. Sony Electronics Inc.**, 6:10-CV-588

**Cadence Design Systems, Inc. v. OEA International, Inc. et al.**,

6:11-CV-532 Federal District Court for the Eastern

District of Texas – Appointed 3/2012 – Judge Love

**Memtech, LLC v. Analog Devices et al.**, 6:11-CV-25

Federal District Court for the Eastern District of Texas

Appointed 4/2012 – Judge Love

**Acticon Technologies LLC v. Creative Labs et al.**, 2:08-CV-

104 Federal District Court for the Eastern District of Texas

194 Federal District Court for the Eastern District of Texas  
Appointed 4/2012 – Magistrate Judge Payne

**Ganas, LLC v. Sabre et al.**, 2:10-CV-320  
Federal District Court for the Eastern District of Texas  
Appointed 4/2012 – Judge Gilstrap

**Intel Corporation v. Negotiated Data Solutions**, 2:08-CV-319  
Federal District Court for the Eastern District of Texas  
Appointed 4/2012 – Magistrate Judge Caroline Craven

**Synqor, Inc. v. Ericsson, Inc. et al.**, 2:11-CV-54  
Federal District Court for the Eastern District of Texas  
Appointed 5/2012 – Magistrate Judge Caroline Craven

**Microunity Systems v. Apple, Inc. et al.**, 2:10-CV-9, 2:10-CV-185  
Federal District Court for the Eastern District of  
Texas – Appointed 6/2012 – Magistrate Judge Payne

**Stambler v. Atmos Energy et al.**, 6:10-CV-594  
**Stambler v. American Eagle Outfitters, Inc. et al.**, 6:11-CV-460  
Federal District Court for the Eastern District of Texas  
Appointed 6/2012 – Judge Gilstrap

**Stambler v. American Eagle Outfitters, Inc. et al.**, 6:11-CV-460  
Federal District Court for the Eastern District of Texas  
Appointed 6/2012 – Magistrate Judge Love

**Patent Harbor v. Dreamworks Animation et al.**, 6:11-CV-229  
**Patent Harbor v. On-Demand Publishing LLC**, 6:11-CV-538  
**Patent Harbor v. The Criterion Collection, Inc.**, 6:11-CV-535  
Federal District Court for the Eastern District of Texas  
Appointed 6/2012 – Magistrate Judge Love

**Tracbeam LLC v. AT&T Inc.**, 6:11-CV-96  
Federal District Court for the Eastern District of Texas  
Appointed 7/2012 – Judge Davis

**Net Navigation v. Huawei Technologies et al.**, 4:11-CV-662  
**Net Navigation v. Cisco Systems et al.**, 4:11-CV-660  
**Net Navigation v. Alcatel-Lucent et al.**, 4:11-CV-663  
Federal District Court for the Eastern District of Texas  
Appointed 8/2012 – Magistrate Judge Mazzant

**Semiconductor Ideas To The Market BV v. Texas Inst. et al.**,  
1:11-CV-451 Federal District Court for the Eastern District  
of Texas – Appointed 8/2012 – Magistrate Judge Giblin

**Amit Jaipura et al. v. LinkedIn Corporation et al.**, 6:11-CV-66  
Federal District Court for the Eastern District of Texas  
Appointed 9/2012 – Judge Davis

**Parkervision, Inc. v. Qualcomm Inc.**, 3:11-CV-719-37  
Federal District Court for the Middle District of Florida  
Appointed 9/2012 – Judge Dalton

**C2 Communications v. Paetec Corp.**, 2:11-CV-437  
Federal District Court for the Eastern District of Texas  
Appointed 10/2012 – Magistrate Judge Payne

**Negotiated Data Solutions v. Apple et al.**, 2:11-CV-390  
Federal District Court for the Eastern District of Texas  
Appointed 10/2012 – Judge Gilstrap

**Wildcat Intellectual Property Holdings v. 4Kids Entertainment et al.**, 2:11-CV-305  
Federal District Court for the Eastern District of Texas, Marshall Division  
Appointed 11/2012 – Judge Gilstrap

**Eidos Display et al. v. Au Optronics Corp.**, 6:11-CV-201

Federal District Court for the Eastern District of Texas

Appointed 11/2012 – Magistrate Judge Love

**IP Co. v. Ingersoll-Rand Co. et al.**, 6:11-CV-439

Federal District Court for the Eastern District of Texas

Appointed 11/2012 – Judge Davis

**In re: Maxim Integrated Products Inc.**, 2:12-MC-244

Multi District Litigation

Federal District Court for the Western District of Pennsylvania

Appointed in Case 11/2012 – Judge Conti

**C-Cation Technologies v. Comcast Corporation et al.**, 2:11-CV-30

Federal District Court for the Eastern District of Texas

Appointed 12/2012 – Magistrate Judge Caroline Craven

**Advanced Processor Technologies v. Analog Devices et al.**, 2:11-CV-19

Federal District Court for the Eastern District of Texas, Marshall Division

Appointed 12/2012 – Magistrate Judge Payne

**Advanced Processor Technologies v. Atmel Corp.**, 2:12-CV-152

Federal District Court for the Eastern District of Texas

Appointed 12/2012 – Magistrate Judge Payne

**Stragent et al. v. Pioneer Electronics et al.**, 6:11-CV-278

Federal District Court for the Eastern District of Texas

Appointed 12/2012 – Magistrate Judge Love

**Fenner Investments v. Celco et al.**, 6:11-CV-348

Federal District Court for the Eastern District of Texas

Appointed 12/2012 – Magistrate Judge Love

**Norman IP Holdings v. Brother International et al.**, 6:11-CV-495

Federal District Court for the Eastern District of Texas

Appointed 2/2013 – Judge Davis

**ICH Intellectual Capital Holdings, Inc. v. Badger Meter et al.**, 6:11-CV-468

Federal District Court for the Eastern District of Texas

Appointed 3/2013 – Magistrate Judge Love

**Leon Stambler v. Newegg, Inc.**, 2:12-CV-78

Federal District Court for the Eastern District of Texas

Appointed 3/2013 – Judge Gilstrap

**Simpleair, Inc. v. Microsoft Corporation et al.**, 2:11-CV-416

Federal District Court for the Eastern District of Texas

Appointed 3/2013 – Judge Gilstrap

**Ideative Product Ventures v. Sears**, 4:12-CV-277

Federal District Court for the Eastern District of Texas

Appointed 3/2013 – Magistrate Judge Mazzant

**Phoenix Licensing v. Nationwide Mutual**, 2:12-CV-208

**Phoenix Licensing v. Aegon**, 2:10-CV-212

**Phoenix Licensing v. Aetna**, 2:11-CV-285

**Phoenix Licensing v. Alliance Data Systems**, 2:11-CV-286

Federal District Court for the Eastern District of Texas

Appointed 3/2013 – Magistrate Judge Payne

**Personalized Media v. Zynga** (2:12-CV-68)

Federal District Court for the Eastern District of Texas, Marshall Division

Appointed 4/2013 – Magistrate Judge Payne

**Mobile Communications v. Clearwire**, 2:12-CV-308

Federal District Court for the Eastern District of Texas

Appointed 4/2013 – Magistrate Judge Payne

**PersonalWeb Technologies v. Apple et al.**, 6:11-CV-657; 660; 655; 658; 683 and 656  
and 6:12-cv-658; 660; 663; 659 and 662  
Federal District Court for the Eastern District of Texas  
Appointed 5/2013 – Judge Davis

**EON Corporation v. AT&T Mobility et al.**, 3:11-CV-01555  
Federal District Court for the District of Puerto Rico  
Civil Action No. 3:11-cv-01555FAB-SCC  
Appointed 7/2013 – Magistrate Judge Carreno-Coll

**Core Wireless Licensing v. Apple**, 6:12-CV-100  
Federal District Court for the Eastern District of Texas, Tyler Division  
Appointed 7/2013 – Magistrate Judge Love

**PersonalWeb Technologies v. Rackspace et al.**, 6:12-CV-659  
Federal District Court for the Eastern District of Texas, Tyler Division  
Appointed 7/2013 – Judge Davis

**American Vehicular Sciences v. Toyota et al.**, 6:12-CV-404  
Federal District Court for the Eastern District of Texas, Tyler Division  
Appointed 9/2013 – Magistrate Judge Love

**Capital Security Systems v. JPMorgan Chase Bank et al.**, 2:12-CV-604  
Federal District Court for the Eastern District of Texas, Marshall Division  
Appointed 10/2013 – Magistrate Judge Payne

**Dietgoal Innovations v. Kellan Restaurant et al.**, 2:12-CV-761  
Federal District Court for the Eastern District of Texas, Marshall Division  
Appointed 10/2013 – Magistrate Judge Payne  
6,585,516

**American Vehicular Sciences v. Mercedes-Benz et al.**, 6:13-CV-307  
Federal District Court for the Eastern District of Texas, Tyler Division  
Appointed 1/2014 – Magistrate Judge Love

**American Vehicular Sciences v. Hyundai Motor et al.**, 6:13-CV-270  
Federal District Court for the Eastern District of Texas, Tyler Division  
Appointed 1/2014 – Magistrate Judge Love

**Personal Audio, LLC. V. Togi Entertainment, Inc.**, 2:13-CV-13  
Federal District Court for the Eastern District of Texas, Marshall Division  
Appointed 1/2014 – Magistrate Judge Payne

**Mears Technologies v. Finisar Corp.**, 2:13-CV-376  
Federal District Court for the Eastern District of Texas, Marshall Division  
Appointed 4/2014 – Judge Gilstrap

**Motion Games v. Nintendo Co et al.**, 6:12-CV-878  
Federal District Court for the Eastern District of Texas, Tyler Division  
Appointed 4/2014 – Magistrate Judge Love

**Westinghouse Electric v. Zetec, Inc.**, 2:13-CV-01124  
Federal District Court for the Western District of Pennsylvania  
Civil Action No. 2:13-CV-01124  
Appointed 5/2014 – Judge Fischer

**Unwired Planet LLC. V. Google, Inc.**, 3:12-CV-00504  
Federal District Court for the District of Nevada  
Civil Action No. 3:12-CV-00504  
Appointed in Case 6/2014 – Judge Du

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## Mediation / Arbitration Appointments

Mr. Egan has served as a court appointed mediator and arbitration judge in patent litigations, including the following:

**Fenner Investments, Ltd. v. Hewlett-Packard Co. and Dell, Inc.**, 6:08-CV-273

Federal District Court for the Eastern District of Texas

Appointed 1/2010 – Magistrate Judge Love – Fenner-Hewlett-Packard Mediation

**Fenner Investments, Ltd. v. Hewlett-Packard Co. and Dell, Inc.**, 6:08-CV-273

Federal District Court for the Eastern District of Texas

Appointed 1/2010 – Magistrate Judge Love – Fenner-Dell Mediation

**Private Arbitration 2014** – Patent dispute between two Fortune 200 companies; served as mini-trial Judge

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## Professional Background

Mr. Egan has worked in private practice for over 20 years focusing on patent matters. Mr. Egan's current practice includes a mix of court appointed neutral work, strategic patent counseling and patent procurement activities.

Mr. Egan has served in a variety of capacities as an appointed neutral in over one hundred patent disputes. Mr. Egan's role as either a technical advisor or a special master has focused on claim construction issues raised in Markman Hearings and Summary Judgment Motions. Mr. Egan has also been appointed as a mediator and arbitration judge in patent matters.

Mr. Egan has represented clients in negotiations related to patent enforcement positions and defensive positions. His work has included the technical and legal analysis related to patent evaluations and the resolution and licensing related to such work. Mr. Egan has rendered numerous formal opinions of counsel for offensive and defensive positions. With regard to litigation matters, Mr. Egan has provided an in-house patent counsel role to those clients without in-house patent counsel. For those clients with in-house patent counsel, he has provided continued litigation assistance, particularly with regard to technical positions. Mr. Egan has also served as a litigation expert witness.

Mr. Egan's patent procurement activities relate to patent applications and prosecution for strategic inventions. In this role, he focuses on the patent applications for an entity's initial intellectual property filings. In addition, with regard to more mature companies he specializes in strategic applications where intellectual property violations are likely or where improvements in intellectual property coverage are desired.

Prior to forming O'Keefe, Egan, Peterman & Enders, Mr. Egan was an associate at Arnold, White and Durkee from 1992-1996. In that capacity Mr. Egan was involved primarily in patent litigation activities. Mr. Egan's litigation experience covered a wide range of technical subject areas with an emphasis in the semiconductor field.

Prior to entering the legal field, Mr. Egan was a development integration engineer at Advanced Micro Devices from 1985-1989. In that capacity he worked on transferring new products from research and development into high volume manufacturing. His experience included both product engineering and manufacturing engineering. The primary products he was involved with included non-volatile memories, static memories, and microcontrollers.

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## Education

University of Texas at Austin, J.D., with high honors, 1991; Order of the Coif;

Chancellors; Associate Editor, Texas Law Review, 1991-1992.

University of Texas at Austin, B.S.E.E., with highest honors, 1985.

## Admissions

State Bar of Texas 1992

U.S. Court of Appeals, Federal Circuit

U.S. District Court, Western, Northern and Southern Districts of Texas

U.S. District Court, Northern District of California,

Registered to practice before the U.S. Patent and Trademark Office

## Memberships

State Bar of Texas; American Intellectual Property Law Association;

Austin Intellectual Property Law Association

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An Intellectual  
Property Law Firm

What We Do

We help our clients assess patent positions, procure patent assets, and develop IP strategies in a wide range of technology fields.

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